

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

In Re:

**PEDRO SEVILLA ESTELA
MARITZA RIVERA RODRIGUEZ**

Debtor(s)

Case No.: 10-07630 BKT

Chapter 13

MOTION TO INFORM AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

1. That today the debtor is filing an amended chapter 13 repayment plan.
2. That the reason for amendment is to increase the base of the plan and eliminate pre petition arrears to First Bank since debtor complete loss mitigation process.

WHEREFORE, it is respectfully requested to this Honorable Court to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mail to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 8th day of February of 2011.

JPC LAW OFFICE

Jose M Prieto Carballo, Esq
P.O. Box 363565
San Juan, P.R. 00936-3565
Tel (787) 607-2066 & Tel (787) 607-2166
jpc@jpclawpr.com

By: /s/ Jose M Prieto Carballo, Esq.

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. 10-07630-13

SEVILLA ESTELA, PEDRO & RIVERA RODRIGUEZ, MARITZA
Debtor(s)

Chapter 13

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____

☒ AMENDED PLAN DATED: 2-8-2011

☐ PRE ☐ POST-CONFIRMATION

Filed by: ☒ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$ 800.00 x 12 = \$ 9,600.00
\$ 1,000.00 x 48 = \$ 48,000.00
\$ x = \$
\$ x = \$
\$ x = \$

TOTAL: \$ 57,600.00

Additional Payments:

\$ 20,000.00 to be paid as a LUMP SUM
within 48 months with proceeds to come from:

☒ Sale of Property identified as follows:
FROM SALE OR REFINANCE OF THE COMERCIAL
PROPERTY

☐ Other:

Periodic Payments to be made other than, and in
addition to the above:

\$ x = \$

PROPOSED BASE: \$ 77,600.00

III. ATTORNEY'S FEES
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee
Disclosure Statement: \$ 2,050.00

Signed: /s/ PEDRO SEVILLA ESTELA
Debtor

/s/ MARITZA RIVERA RODRIGUEZ
Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. SCOTIABANK Cr. Cr.
1361246 # #
\$ 17,000.00 \$ \$

2. ☒ Trustee pays IN FULL Secured Claims:

Cr. TOYOTA CREDIT Cr. Cr.
406121973 # #
\$ 13,000.00 \$ \$

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. Cr. Cr.

\$ \$ \$

4. ☒ Debtor SURRENDERS COLLATERAL to Lien Holder:

COOP A/C VEGA ALTA

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

SCOTIABANK FIRST MORTGAGE FIRST MORTGAGE

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other:
☐ Paid 100% / ☐ Other:

Cr. Cr. Cr.

\$ \$ \$

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)
See Continuation Sheet

Attorney for Debtor Jose Prieto

Phone: (787) 607-2066

Debtor(s)

CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 2

Executory Contracts - Assumed:

Cr	#	\$
CRISTIAN GOMEZ		
CRISTIAN LOPEZ		
JEANETTE NAZARIO		
JESUS PABON / KIRYA MI		
MELANE TSE HERNANDE		

Debtor(s)

CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 2 of 2

FAILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5).

ATTORNEY'S FEES WILL BE PAID PRO RRATA WITH ARREARS OWED TO RELIABLE FIN AHEAD OF SECURED CREDITORS PER 11 USC 330.

TAX REFUNDS, IF ANY ARE RECEIVED BY DEBTOR, WILL BE TENDERED TO THE TRUSTEE AS PERIODIC PAYMENTS TO FUND THE PLAN UNTIL PLAN COMPLETION IN ADDITION TO PAYMENTS ALREADY PROVIDED HEREIN. IF DEBTOR(S) NEED TO USE ANY PART OF THESE FUNDS, PROPER AUTHORIZATION WILL BE SOUGHT FROM THE COURT FOR SUCH PURPOSE.

DEBTORS CONSENTS LIFT OF STAY IN FAVOR OF RELIABLE FINANCIAL & FORD MOTOR CREDIT.

DEBTOR WILL PROVIDE INSURANCE TO TOYOTA CREDIT THROUGH EASTERN AMERICAN INSURANCE.

ADEQUATE PROTECTION OF \$75 TO TOYOTA CREDIT.

Label Matrix for local noticing
0104-3
Case 10-07630-BKT13
District of Puerto Rico
Old San Juan
Wed Jan 5 15:31:05 AST 2011

SCOTIABANK DE PUERTO RICO
c/o WALLACE VAZQUEZ SANABRIA
17 MEXICO STREET, SUITE D-1
SAN JUAN, PR 00917-2202

COOP A/C VEGA ALTA
P O BOX 1078
VEGA ALTA, PR 00692-1078

Department of Treasury
Bankruptcy Section (Suite 1504)
235 Ave. Arterial Hostos
San Juan Puerto Rico 00918-1451

FIRST PREMIER BANK
P O BOX 17504
WILMINGTON, DE 19850

(p)FORD MOTOR CREDIT COMPANY
PO BOX 6275
DEARBORN MI 48121-6275

JC PENNY
PO BOX 960090
ORLANDO, FL 03289

LCDO ARRUFAT PIMENTEL
905 DE DIEGO AVE
RPTO METROPOLITANO
RIO PIEDRAS, PR 00921-2504

PUERTO RICO ELECTRIC POWER
BANKRUPTCY CLAIMS OFFICE
PO BOX 364267
SAN JUAN PR 00936-4267

SCOTIABANK
P O BOX 362394
SAN JUAN, PR 00936-2394

FIRSTBANK PUERTO RICO
CARDONA-JIMENEZ LAW OFFICE
PO BOX 9023593
SAN JUAN, PR 00902-3593

US Bankruptcy Court District of P.R.
U.S. Post Office and Courthouse Building
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

CRISTIAN GOMEZ
2115 CALLE ALFA
LEVITTOWN
TOA BAJA, PR 00949-4235

FIRST BANK
BANKRUPTCY DIVISION
P.O BOX 9146
SAN JUAN ,PR 00908-0146

FIRSTBANK
P O BOX 9146
SAN JUAN, PR 00908-0146

GE Money Bank
c/o Recovery Management Systems Corporat
25 SE 2nd Ave Suite 1120
Miami FL 33131-1605

JEANETTE NAZARIO
2115 CALLE ALFTA
LEVITTOWN
TOA BAJA, PR 00949-4235

LEADING EDGE
P O BOX 129
LINDEN, MI 48451-0129

Premier BankCard/Charter
P.O. Box 2208
Vacaville, CA 95696-8208

T MOBILE
P O BOX 742596
CINCINNATI, OH 45274-2596

RELIABLE FINANCIAL SERVICES
CARLOS E PEREZ PASTRANA
PO BOX 21382
SAN JUAN, PR 00928-1382

ARM
P O BOX129
THOROFARE, NJ 08086-0129

CRISTIAN LOPEZ
2115 CALLE ALFA
LEVITTOWN
TOA BAJA, PR 00949-4235

FIRST MORTGAGE
P O BOX 9146
SANTURCE, PR 00908-0146

FIRSTBANK PUERTO RICO
CARDONA JIMENEZ LAW OFFICES, PSC
PO BOX 9023593
SAN JUAN PR 00902-3593

Internal Revenue Service
City View Plaza II
Suite 2000
48 Carr 165
Guaynabo, PR 00968-8000

JESUS PABON / KIRYA MENDEZ
2115 CALLE ALFTA
LEVITTOWN
TOA BAJA, PR 00949-4235

MELANE TSE HERNANDEZ
2115 CALLE ALFA
LEVITTOWN
TOA BAJA, PR 00949-4235

RELIABLE FINANCIAL SERVICES
PO BOX 21382
SAN JUAN, PR 00928-1382

TCPR-Toyota Credit de Puerto Rico Corporatio
PO BOX 366251
San Juan, Puerto Rico 00936-6251

TOYOTA CREDIT P O BOX 71410 SAN JUAN, PR 00936-8510	JOSE M PRIETO CARBALLO JPC LAW OFFICE PO BOX 363565 SAN JUAN, PR 00936-3565	JOSE RAMON CARRION MORALES PO BOX 9023884 SAN JUAN, PR 00902-3884
MARITZA RIVERA RODRIGUEZ AP1 CALLE 15 URB PRADERA TOA BAJA, PR 00949-4050	MONSITA LECAROSZ ARIBAS OFFICE OF THE US TRUSTEE (UST) OCHOA BUILDING 500 TANCA STREET SUITE 301 SAN JUAN, PR 00901-1938	PEDRO SEVILLA ESTELA AP1 CALLE 15 URB PRADERA TOA BAJA, PR 00949-4050

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

FORD MOTOR CREDIT P O BOX 5500 DETROIT, MI 48255-0953	(d)Ford Motor Credit Company LLC Dept 55953 P O Box 55000 Detroit MI 48255-0953
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The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)SCOTIABANK DE PUERTO RICO c/o WALLACE VAZQUEZ SANABRIA 17 MEXICO STREET, SUITE D-1 SAN JUAN, PR 00917-2202	End of Label Matrix Mailable recipients 35 Bypassed recipients 1 Total 36
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